

3946
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3
4 BILL NO. G-78-01-33

GENERAL ORDINANCE NO. G- 08-78

5 AN ORDINANCE amending General Ordinance
6 No. G-97 by authorizing the vacation of
7 certain alleys.

8 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
9 WAYNE, INDIANA:

10 SECTION 1. Petition for the vacation of certain alleys
11 having been filed with the Fort Wayne City Plan Commission in
12 accordance with Section 44, Chapter 174, of the Acts of the
13 General Assembly of the State of Indiana, as amended by Section
14 3, Chapter 385, of the Acts of 1963 of the General Assembly of the
15 State of Indiana (I.C. 18-7-5-46), the Thoroughfare Plan as set
16 forth in General Ordinance No. G-97 adopted by the Common Council
17 of the City of Fort Wayne on November 26, 1963, is amended by
18 deleting the following alleys, to-wit:

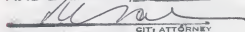
19 The first alley east of Lafayette Street from the north
20 property line of Wallace Street to its northern terminus
21 and the alley between Wallace Street and vacated Virginia
22 Street from the east property line of the first alley
east of Lafayette Street to a point 110 feet west of the
west property line of Monroe Street except the Clay Str.
intersection.

23 SECTION 2. After passage of this Ordinance, approval by
24 the Mayor and legal publication, a duly certified copy of this
25 Ordinance, of the recommendation of the Fort Wayne City Plan
26 Commission, and of the action of the Mayor, shall be transmitted
27 by the City Clerk to the Board of Public Works of the City of Fort
28 Wayne, Indiana,

29 SECTION 3. This Ordinance shall be in full force and
30 effect from and after its passage, approval by the Mayor and legal
31 publication thereof.

32
33 
34 Councilman

35
APPROVED AS TO FORM
AND LEGALITY


CITY ATTORNEY

Read the first time in full and on motion by V. Schmidt, seconded by

Stier, and duly adopted, read the second time by title and referred to the Committee on ~~Public~~ Regulation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATE: 1-24-78

Charles W. Westerterman
CITY CLERK

Read the third time in full and on motion by V. Schmidt, seconded by Moses, and duly adopted, placed on its passage.

PASSED (~~LAST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
TOTAL VOTES	<u>8</u>	<u>0</u>	_____	<u>1</u>	_____
BURNS	<u>X</u>	_____	_____	_____	_____
HINGA	<u>X</u>	_____	_____	_____	_____
HUNTER	_____	_____	_____	<u>X</u>	_____
MOSES	<u>X</u>	_____	_____	_____	_____
NUCKOLS	<u>X</u>	_____	_____	_____	_____
SCHMIDT, D.	<u>X</u>	_____	_____	_____	_____
SCHMIDT, V.	<u>X</u>	_____	_____	_____	_____
STIER	<u>X</u>	_____	_____	_____	_____
TALARICO	<u>X</u>	_____	_____	_____	_____

DATE: 3/28/78

Charles W. Westerterman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
(ZONING MAP) (GENERAL) (~~ANNEXATION~~) (~~SPECIAL~~) (APPROPRIATION) ORDINANCE
(~~RESOLUTION~~) No. G-08-78 on the 28th day of March, 1978
ATTEST: (SEAL)

Charles W. Westerterman
CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of March, 1978, at the hour of 3 o'clock P M., E.S.T.

Charles W. Westerterman
CITY CLERK

Approved and signed by me this 30th day of March, 1978, at the hour of 3 o'clock _____ M., E.S.T.

Robert Edmundson
MAYOR

Bill No. G-78-01-33

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation of certain
alleys

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance do PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

JOHN NUCKOLS - VICE CHAIRMAN

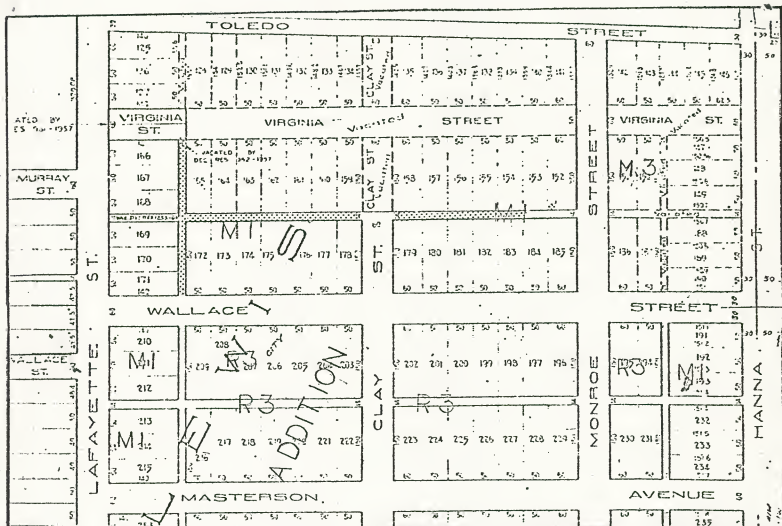
WILLIAM T. HINGA

DONALD J. SCHMIDT

JAMES S. STIER

Vivian G. Schmidt
John Nuckols
William T. Hinga

3-28-78 CONCURRENTLY
DATE _____ CHARLES W. WESTERMAN, CITY CLERK



PETITION TO VACATE ALLEYS

The Undersigned petitioner(s) does (do) hereby respectfully petition the Fort Wayne City Plan Commission to vacate the following public alleys situated within the City of Fort Wayne, Indiana, and hereby described as follows:

The first alley east of Lafayette Street from the north property line of Wallace Street to its northern terminus and the alley between Wallace Street and vacated Virginia Street from the east property line of the first alley east of Lafayette Street to a point 110 feet west of the west property line of Monroe Street except the Clay Street intersection.

In support thereof, your petitioners would represent as follows:

1. That they are the owners of the real estate abutting both sides of the alleys.
2. That the alleys are not necessary as ingress or egress to other properties whatsoever.
3. That said alleys are unopened and unimproved.
4. That no other person, firm, or corporation is interested in or affected by the requested vacation.
5. That the maintenance of said alleys is not necessary or advantageous to the growth of the City of Fort Wayne, and that it would be to the best interest of the City and the citizens thereof.

Your petitioners file this petition pursuant to the authority granted in Indiana Code, Section 18-7-5-46, in order to complete the vacate^d as above described.

WHEREFORE, your petitioners pray that the above described alleys be vacated according to the provisions of the Indiana Law pertaining thereto.

DATED THIS 21 DAY OF November, 1977.

FORT WAYNE BOARD OF PUBLIC WORKS.

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member

FORT WAYNE CITY UTILITIES FEDERAL CREDIT UNION

George A. Thayer
George Thayer, President

Denver Howard
Denver Howard, Vice President

Roger W. Shafer
Roger Shafer, Secretary

Richard Walker
Richard Walker, Treasurer

Carl Browning
Carl Browning, Ed. Director

65-251-8 3/6/78

R E S O L U T I O N

WHEREAS, the FORT WAYNE BOARD OF PUBLIC WORKS and FORT WAYNE CITY UTILITIES FEDERAL CREDIT UNION, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated alleys located in Fort Wayne, Allen County, Indiana, to-wit:

The first alley of Lafayette Street from the north property line of Wallace Street to its northern terminus and the alley between Wallace Street and vacated Virginia Street from the east property line of the first alley east of Lafayette to a point 110 feet west of the west property line of Monroe Street except the Clay Street intersection.

WHEREAS, said vacation of dedicated alleys have been submitted to and approved by the following departments of the City of Fort Wayne: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Water Engineering, Park Board, Electrical Engineering, and through Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated alleys hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

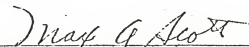
BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alleys, hereinbefore described be and the same is hereby approved and easement rights be retained over the entire alley rights-of-way of the aforedescribed alleys, that the vacation of said dedicated alleys shall not have the effect of depriving any public utility using and occupying said dedicated public utility easement at this time of the use of said dedicated public utility easement for the location and operation of its utility facilities.

APPROVED.

DATED THIS 6 DAY OF March, 1978


Henry P. Mehrenberg, Chairman

Ethel LaMar, Member


Max G. Scott, Member

R E S O L U T I O N

WHEREAS, the FORT WAYNE BOARD OF PUBLIC WORKS and FORT WAYNE FEDERAL CREDIT UNION (Owners). have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alleys in Fort Wayne, Allen County, Indiana, to-wit:

The first alley east of Lafayette Street from the north property line of Wallace Street to its northern terminus and the alley between Wallace Street and vacated Virginia Street from the east property line of the first alley east of Lafayette Street to a point 110 feet of the west property line of Monroe Street except the Clay Street intersection..

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18-7-5-46.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on February 13, 1978, at 7:30 o'clock p.m., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public alleys.

WHEREAS, said vacation of alleys has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alleys hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alleys hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public alleys or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of alleys in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Luben Lazoff, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held February 27, 1978, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 1st DAY OF March, 1978

FORT WAYNE CITY PLAN COMMISSION

A handwritten signature in cursive script, reading "Luben Lazoff".

Luben Lazoff
Secretary



THE CITY OF FORT WAYNE

COMMUNITY DEVELOPMENT & PLANNING

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

Long Range Planning & Zoning

G-78-01-33

9 March 1978

Mrs. Vivian Schmidt, Councilwoman
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Dear Vivian:

Attached are the comments from the public utility companies regarding Bill No. G-78-01-33. As you will see they do require easements for this vacation. In order for these easement rights to be retained the last paragraph of the Board of Works Resolution must be read and incorporated into Council proceedings.

We would appreciate your cooperation as Chairperson of the Regulations Committee in bringing this matter to the attention of City Council, prior to the vote.

Thank you.

Sincerely,

Gary F. Baeten
Land Use Administrator

GFB:pb

Attachments

CC: File

MADE A MATTER OF RECORD
DATE 3-28-78 CHARLES W. WESTERMAN, CITY CLERK

3946
Rea

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE Alley Vacation Amendment Ordinance 8-78-01-33

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE The first alley east of Lafayette Street from the
north property line of Wallace Street to its northern terminus and the alley
between Wallace Street and vacated Virginia Street from the east property line
of the first alley east of Lafayette Street to a point 110 feet west of
the west property line of Monroe Street except the Clay Street intersection.

EFFECT OF PASSAGE Alleys will be vacated and used by abutting property owners.

EFFECT OF NON-PASSAGE Alleys will not be vacated and will remain open and
unimproved.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) None

ASSIGNED TO COMMITTEE (J.N.) _____

Reg



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

March 31, 1978

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of April 4 and April 11, 1978, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

Bill No. G-78-01-32
General Ordinance No. G-07-78

Bill No. G-78-01-33
General Ordinance No. G-08-78

Bill No. G-78-01-34
General Ordinance No. G-09-78

Please send us 14 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 1



LEGAL NOTICE
OF THE COMMON COUNCIL, FORT WAYNE, INDIANA

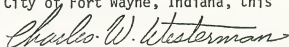
Notice is hereby given that on the 28th day of March, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. G-78-01-32 -- GENERAL ORDINANCE NO. G-07-78, being AN ORDINANCE AMENDING General Ordinance No. G-97 by authorizing the vacation of a certain utility easement.

Notice is hereby given that on the 28th day of March, 1978, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following BILL NO. G-78-01-33 -- GENERAL ORDINANCE NO. G-08-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of certain alleys.

Notice is hereby given that on the 28th day of March, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. G-78-01-34 ---- GENERAL ORDINANCE NO. G-09-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley.

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that Bill No. G-78-01-32 -- General Ordinance No. G-07-78; and that Bill No. G-78-01-33 -- General Ordinance No. G-08-78; and that Bill No. G-78-01-34 --- General Ordinance No. G-09-78, were passed by the Common Council on the 28th day of March, 1978, and that said Ordinance were duly signed and approved by the Mayor on the 30th day of March, 1978, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 30th day of March, 1978.



Charles W. Westerman
City Clerk

Copies of said Bill No. G-78-01-32--General Ordinance No. G-07-78; Bill No. G-78-01-33 --General Ordinance No. G-08-78; and Bill No. G-78-01-34--General Ordinance No. G-09-78, are posted in the following places in Fort Wayne, Allen County, Indiana.

- (1) The main floor lobby of the City-County Building
- (2) The bulletin board in the lobby at the east door of the Allen County Court House
- (3) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

Copies of said Bill No. G-78-01-32--General Ordinance No. G-07-78; Bill No. G-78-01-33--General Ordinance No. G-08-78; and Bill No. G-78-01-34--General Ordinance No. G-09-78, are also available for reading in the following public places in Fort Wayne, Indiana.

- (4) The Reference Room in the north end of the main floor
in said Downtown Public Library
- (5) The Journal of the Common Council Proceedings in the
Office of the City Clerk of Fort Wayne, Indiana, Room 122,
City-County Building, Fort Wayne, Indiana

Charles W. Westerman

Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinances in the designated places as stated above on April 4, 1978.

Charles W. Westerman

Charles W. Westerman
City Clerk

Common Council of Fort Wayne
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

66 lines, 1 columns wide equals 66 equivalent lines at 250 cents per line \$ 22.79

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

NOTICE OF THE COMMON COUNCIL, FORT WAYNE, INDIANA

Notice is hereby given that on the 28th day of March, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. G-78-01-32 — GENERAL ORDINANCE NO. G-69-78, being AN ORDINANCE AMENDING General Ordinance No. G-67 by authorizing the vacation of a certain utility easement.

Notice is hereby given that on the 28th day of March, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. G-78-01-33 — GENERAL ORDINANCE NO. G-69-78, being AN ORDINANCE amending General Ordinance No. G-67 by authorizing the vacation of a certain alley.

Notice is hereby given that on the 28th day of March, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. G-78-01-34 — GENERAL ORDINANCE NO. G-69-78, being AN ORDINANCE amending General Ordinance No. G-67 by authorizing the vacation of a certain alley.

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that Bill No. G-78-01-32 General Ordinance No. G-69-78; and that Bill No. G-78-01-33 — General Ordinance No. G-69-78; and that Bill No. G-78-01-34 — General Ordinance No. G-69-78, were passed by the Common Council on its 28th day of March, 1978, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 30th day of March, 1978.

Charles W. Westerman, City Clerk
Copies of said Bill No. G-78-01-32 — General Ordinance No. G-69-78; Bill No. G-78-01-33 — General Ordinance No. G-69-78; and Bill No. G-78-01-34 — General Ordinance No. G-69-78, are posted in the following places in Fort Wayne, Allen County, Indiana:

(1) The main floor lobby of the City-County Building

(2) The bulletin board in the lobby at the east door of the Allen County Court House

(3) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

Copies of said Bill No. G-78-01-32 — General Ordinance No. G-69-78; Bill No. G-78-01-33 — General Ordinance No. G-69-78; and Bill No. G-78-01-34 — General Ordinance No. G-69-78, are also available for reading in the following public places in Fort Wayne, Indiana:

(4) The Reference Room in the north end of the main floor in said Downtown Public Library

(5) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City County Building, Fort Wayne, Indiana

Charles W. Westerman, City Clerk
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinances in the designated places as stated above on April 4, 1978.

Charles W. Westerman, City Clerk
4-4-11

PRINTING COST

of single column items

of insertions

provision and penalties of Ch. 89, Acts 1967,

that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

Size of type 5 1/2 point

Size of quad upon which type is cast 5 1/2

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E. GERKEN who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows:

4/4-11/78

Subscribed and sworn to before me this 11th day of April 1978

Notary Public

My commission expires September 28, 1979

Common Council of Fort Wayne
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

86 lines, 1 columns wide equals 86 equivalent lines at 25¢ cents per line \$ 21.75

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

DATA FOR COMPUTING COST

Width of single column 14 ems

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date April 11, 1978

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } as:

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E. GERKEN who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows: 4/4-11/78

Subscribed and sworn to before me this 11th day of April, 1978

My commission expires September 28, 1979

Notary Public



No. G-68-78 and Bill No. G-78-01-34—General Ordinance No. G-68-78, are also available for reading in the following public places in Fort Wayne, Indiana:

(4) The Reference Room in the north end of the main floor in said Downtown Public Library

(5) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana

Charles W. Westerman, City Clerk
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinances in the designated places as stated above on April 4, 1978.
Charles W. Westerman, City Clerk
4-411

Common Council of Fort Wayne
(Governmental Unit)

No. JOURNAL-GAZETTE Dr.

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

lines, 1 columns wide equals 88 equivalent lines at 22¢ cents per line \$ 22.79

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

SETTING COST

of single column 11 ems

Size of type 5 1/2 point

of insertions 2

Size of quad upon which type is cast 5 1/2

provision and penalties of Ch. 89, Acts 1967,

that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 8, the dates of publication being as follows: 4/4-11/78

Subscribed and sworn to before me this 11th day of April, 1978
Notary Public

My commission expires September 28, 1979

NOTICE OF THE COMMON COUNCIL, FORT WAYNE, INDIANA

Notice is hereby given that on the 28th day of March, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. G-78-01-32 — GENERAL ORDINANCE NO. G-07-78, being AN ORDINANCE AMENDING General Ordinance No. G-97 by authorizing the vacation of a certain utility easement.

Notice is hereby given that on the 28th day of March, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. G-78-01-34 — GENERAL ORDINANCE NO. G-09-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley.

Notice is hereby given that on the 28th day of March, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. G-78-01-34 — GENERAL ORDINANCE NO. G-09-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley.

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that Bill No. G-78-01-32 — General Ordinance No. G-07-78; and that Bill No. G-78-01-33 — General Ordinance No. G-08-78; and that Bill No. G-78-01-34 — General Ordinance No. G-09-78, were passed by the Common Council on its 28th day of March, 1978, and now remains on file and on record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 30th day of March, 1978.

Charles W. Westerman, City Clerk
Copies of said Bill No. G-78-01-32 — General Ordinance No. G-07-78; Bill No. G-78-01-33 — General Ordinance G-08-78; and Bill No. G-78-01-34 — General Ordinance No. G-09-78, are posted in the following places in Fort Wayne, Allen County, Indiana:(1) The main floor lobby of the City County Building
(2) The bulletin board in the lobby at the east door of the Allen County Court House

(3) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

Copies of said Bill No. G-78-01-32 — General Ordinance No. G-07-78; Bill No. G-78-01-33 — General Ordinance G-08-78; and Bill No. G-78-01-34 — General Ordinance No. G-09-78, are also available for reading in the following public places in Fort Wayne, Indiana:

(4) The Reference Room in the north end of the main floor in said Downtown Public Library

(5) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City County Building, Fort Wayne, Indiana

Charles W. Westerman, City Clerk
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinances in the designated places as stated above on April 4, 1978.

Charles W. Westerman, City Clerk

4-6-11

10 JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

LINE COUNT

Head	number of lines	2
Body	number of lines	85
Tail	number of lines	1
Total number of lines in notice		88

_____ lines 1 columns wide equals _____ equivalent lines at _____
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TOTAL AMOUNT OF CLAIM

Width of single column 11 ems Size of type 5½ point

Number of insertions 2 Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date April 11 19 78

Title _____ CLERK _____

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published
in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 3, the dates of publication being as follows:

Subscribed and sworn to before me this 11th day of April, 1978

My commission expires September 22, 1979

ing to the petition, the property of the general public of Fort St. George, the area now comprising the Calvary Temple Church, providing to the army much church-related facilities for its use. The petitioners also stated that the State Board of Revenue, in 1977 was denied 1,00 per cent exemption from tax on the church's application for tax exemption. The petitioners stated that the State Board of Revenue, in 1977, denied 1,00 per cent exemption from tax on the church's application for tax exemption. The petitioners also stated that the State Board of Revenue, in 1977, denied 1,00 per cent exemption from tax on the church's application for tax exemption.

(4) The Reference Room in the City of Fort Wayne, Indiana, and the Reference Room in said Downtown Public Library.

(5) The Journal of the Common Council, proceedings in the Office of the City Clerk, City of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana.

City of Fort Wayne, Indiana
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fully filled and posted the above Ordinance in the public places as stated above on April 4, 1978.

Charles W. Westerman, City Clerk